

Feb 14 2002

Attorney Docket No.: 104632-991110

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as FIRST CLASS MAIL in an envelope addressed to: BOX MISSING PARTS, Assistant Commissioner for Patents, Washington, D.C. 20231, on February 1, 2002.


Cathy Pittman

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jason John Rutherglen et al.

Serial No: 09/872,502 Group Art Unit: To be assigned

Filed: June 1, 2001 Examiner: To be assigned

Title: SECURE DATA ACCESSING SYSTEM AND METHOD

* *

RESPONSE TO NOTICE TO FILE MISSING PARTS

Box MISSING PARTS
Assistant Commissioner for Patents
Washington, D.C. 20231

*COPY OF PAPERS
ORIGINALLY FILED*

Sir:

In response to the "Notice to File Missing Parts" mailed by the United States Patent and Trademark Office on August 1, 2001, the following documents are enclosed to complete the filing of the above-referenced patent application:

1. Transmittal Form (1 pg.)
2. Petition for Four (4) Month Extension of Time (1 pg.)
3. Executed Declaration and Power of Attorney (4 pgs.)
4. Executed Assignment (5 pgs.);
5. Assignment Recordation form cover sheet (1 pg.);
6. Transmittal of Drawings (2 pgs.);
7. Five (5) sheets of drawings;
8. Fee Transmittal 2002 (1 pg.);
9. Check # 500468 for \$825.00; and
10. Return Postcard

Applicant has misplaced the copy of the Notice to File Missing Parts and has been unable to obtain another copy after diligent effort. Therefore, the copy of the Notice to File Missing Parts is not enclosed with this response.

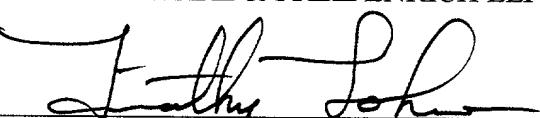
The Commissioner is hereby authorized to charge any additional fees that may be required, or credit any overpayment to Deposit Account No. 07-1896.

Respectfully submitted,

GRAY CARY WARE & FREIDENRICH LLP

Dated: February 1, 2002

By



Timothy W. Lohse
Reg. No. 35,255
Attorney for Applicant

GRAY CARY WARE & FREIDENRICH
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Please type a plus sign (+) inside this box

M+M
+

FEB 14 2002

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

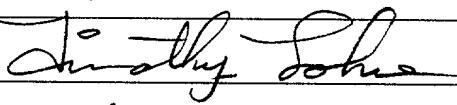
21

Application Number	09/872,502
Filing Date	June 1, 2001
First Named Inventor	Jason John Rutherglen et al.
Group Art Unit	To be assigned
Examiner Name	To be assigned
Total Number of Pages in This Submission	104632-991110

<input checked="" type="checkbox"/> Fee Transmittal Form (1 pg.) <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment with Appendix A attached (13 pgs.) <div style="text-align: center;">After Final</div> <div style="text-align: center;">Affidavits/declaration(s)</div> <input checked="" type="checkbox"/> Extension of Time Request (1 pg.) <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement w/Information Disclosure Citation (4 pgs.) <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/Incomplete Application <div style="text-align: center;">Response to Missing Parts under 37 CFR 1.52 or 1.53</div>	<input checked="" type="checkbox"/> Assignment Papers <i>(for an Application)</i> <input checked="" type="checkbox"/> Drawing(s): 5 sheets <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Associate Power of Attorney, <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) <i>(please identify below):</i> <div style="border: 1px solid black; padding: 2px;"> Declaration/Power of Attorney (5 pgs); Check # <u>500446</u> for \$825; Transmittal of drawings (1 pg.); Five (5) sheets of drawings; Certificate of First Class Mailing (1 pg); Return Postcard </div>
		Remarks

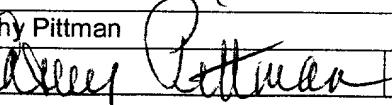
**COPY OF PAPERS
ORIGINALLY FILED**

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm or Individual name	Timothy W. Lohse (Reg. No. 35,255) Gray Cary Ware Freidenrich LLP
Signature	
Date	February <u>1</u> , 2002

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box No-Fee Amendment, Assistant Commissioner for Patents, Washington, D.C. 20231

Typed or printed name	Cathy Pittman
Signature	
Date	February <u>1</u> , 2002

FEE TRANSMITTAL
for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 825.00)

Complete if Known	
Application Number	09/872,502
Filing Date	June 1, 2001
First Named Inventor	Jason John Rutherford et al.
Examiner Name	Not Assigned
Group Art Unit	Not Assigned
Attorney Docket No.	104632-991110

METHOD OF PAYMENT

1. The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number	07-1896
Deposit Account Name	Gray Cary Ware & Freidenrich

Charge Any additional Fee Required Under 37 CFR 1.16 and 1.17

Applicant claims small entity status. See 37 CFR 1.27

2. Payment Enclosed:

Check Credit card Money Order Other

FEE CALCULATION

1. **BASIC FILING FEE**

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee			
106	330	206	165	Design filing fee			
107	510	207	255	Plant filing fee			
108	740	208	370	Reissue filing fee			
114	160	214	80	Provisional filing fee			

SUBTOTAL (1) (\$) 0.00

2. **EXTRA CLAIM FEES**

Total Claims	-20** =	Extra Claims	Fee from below	=	Fee Paid
Independent Claims	-3** =				
Multiple Dependent	X				

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	80	209	42	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 0.00

** or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES					
Large Entity Fee Code	Small Entity Fee Code				
Fee (\$)	Fee (\$)				
105	130	205	65	Surcharge - late filing fee or oath	65
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	720
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive – unavoidable	
141	1,280	241	640	Petition to revive – unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.129(b)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination or a design application	
Other fee (specify)					

* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 825.00

Submitted By

Name (Print/Type)	Timothy W. Lohse	Registration No. (Attorney/Agent)	35,255	Complete (if applicable)
Signature	<i>Timothy W. Lohse</i>			Date February 1, 2002